

UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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GENERAL COUNSEL  
OF COPYRIGHT

IOMEDIA PARTNERS, INC., et al.,

Petitioners,

September Term, 2001

v.

No. 02-1244

LIBRARIAN OF CONGRESS, et al.,

Respondents.

and consolidated cases 02-1245, 02-1246, 02-1247, 02-1248, 02-1249

**MOTION FOR LEAVE TO INTERVENE**

Pursuant to 17 U.S.C. § 802(g) and Fed. R. App. P. 15(d), the American Federation of Musicians of the United States and Canada ("AFM") hereby moves the Court for leave to intervene in Case No. 02-1244 and all cases concerning the same subject matter. The AFM is the Petitioner in Case No. 02-1247, which concerns the same subject matter.


As grounds for this Motion, the AFM states that the Petition for Review submitted by IOMedia Partners, Inc., *et al.* is addressed to the determination of the Librarian of Congress, made upon the recommendation of the Register of Copyrights, entitled "Determination of Reasonable Rates and Terms for the Digital Performance of Sound Recordings and Ephemeral Recordings," entered on July 8, 2002. 67 Fed. Reg. 45240 (July 8, 2002). The determination and the proceedings that led to it concern the establishment of rates and terms for the public performance and reproduction of sound recordings pursuant to statutory licenses in Sections 112 and 114 of the Copyright Act. 17 U.S.C. §§ 112 & 114. The AFM was an active participant in

the proceedings leading to that determination, and its interests will be directly affected by the outcome of this case and any other case related to the Librarian's determination.

A corporate disclosure statement for the AFM is being filed with this Motion.

Respectfully submitted,

AMERICAN FEDERATION of  
MUSICIANS of the UNITED STATES and  
CANADA

By:   
Patricia Polach  
Bredhoff & Kaiser, P.L.L.C.  
805 15<sup>th</sup> Street, NW, Suite 1000  
Washington, D.C. 20005  
(202) 842-2600

September 6, 2002

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion for Leave to Intervene filed by the American Federation of Musicians of the United States and Canada has been served this 6<sup>th</sup> day of September 2002 by first class mail to the following persons:

David O. Carson  
General Counsel  
Copyright Office  
James Madison Building, Room LM-403  
101 Independence Avenue, S.E.  
Washington, D.C. 20540-4000

Elizabeth A. Pugh  
General Counsel  
Library of Congress, LM-601  
101 Independence Avenue, S.E.  
Washington, D.C. 20540-4000

Bruce G. Joseph  
Wiley, Rein & Fielding  
1776 K Street, N.W.  
Washington, D.C. 20006

Barry I. Slotnick  
Loeb & Loeb LLP  
345 Park Avenue  
New York, NY 10154

Michele Woods  
Jule Sigall  
Arnold & Porter  
555 Twelfth Street, N.W.  
Washington, D.C. 20004-1202

William Malone  
Miller & Van Eaton, PLLC  
1155 Connecticut Avenue, N.W.  
Suite 1000  
Washington, D.C. 20036-4320

The Honorable John Ashcroft  
Attorney General  
U.S. Department of Justice  
Robert F. Kennedy Justice Building  
10<sup>th</sup> St. and Constitution Avenue, N.W.  
Washington, D.C. 20530

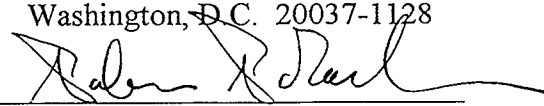
William Gordon Kanter  
Deputy Director, Civil Division  
U.S. Department of Justice  
601 D Street, N.W.  
Washington, D.C. 20530-0001

Sandra M. Aistars  
Weil, Gotshal & Manges LLP  
1501 K Street, N.W.  
Suite 100  
Washington, DC 20005

Peter D. Isakoff  
Adam I. Cohen  
Weil, Gotshal & Manges LLP  
767 Fifth Avenue  
New York, N.Y. 10153

Arthur J. Levine  
Finnegan, Henderson, Farabow  
Garrett & Dunner, LLP  
1300 I Street, N.W., Suite 700  
Washington, D.C. 20005-3315

David D. Oxenford  
Barry H. Gottfried  
Cynthia D. Greer  
Jonathan W. Gannon  
Shaw Pittman  
2300 N Street, N.W.  
Washington, D.C. 20037-1128

  
Patricia Polach